IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 22ND JUNE 2007 / 1ST ASHADHA 1929

Bail Appl..No. 3622 of 2007()

CRIME NO.268/07 OF CHERPU POLICE STATION

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PETITIONER/IST ACCUSED

SUNNY, AGED 37 YEARS,
S/O.ELUVATHINGAL PATHROSE,
SASTHAM KADAVU DESOM,
KODANNUR VILLAGE, THRISSUR TALUK,
THRISSUR.

BY ADV. SRI.M.B.PRAJITH

RESPONDENTS: COMPLAINANT

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1. THE STATION HOUSE OFFICER,
CHERPU POLICE STATION,
(CR.NO.268/2007),
CHERPU, THRISSUR.

2. STATE - REPRESENTED BY PUBLIC PROSECUTOR

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 3622 of 2007

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Dated this the 22nd day of June, 2007

O R D E R

The petitioner is the first of the four accused persons, who face allegations, inter alia, under Section 308 I.P.C. The crux of the allegations against the petitioner and the co-accused is that they, in furtherance of their common intention, at 7.30 p.m. on 20.5.2007 attacked the defacto complainant and caused injuries to him. The petitioner was arrested on 21.5.07 and he continues in custody from that date. The co-accused have not been arrested. The learned counsel for the petitioner submits that the petitioner may be enlarged on bail.

2. The learned Prosecutor does not oppose the application seriously. He only submits that appropriate and stringent conditions may be issued in the interests of a fair, efficient and expeditious investigation. Arrest of the co-accused have to be secured at the earliest, it is submitted.

3. I am satisfied that the petitioner can be enlarged on bail subject to appropriate terms and conditions.

4. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) He shall make himself available for interrogation before the Investigating Officer between 10 a.m. and 12 noon on all Mondays and Fridays until further orders.

© The petitioner shall not leave the jurisdiction of Cherpu police station until further orders without the prior permission of the learned Magistrate.

(R. BASANT)
Judge

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